

## Fiscal Estimate - 2009 Session

☒ Original      ☐ Updated      ☐ Corrected      ☐ Supplemental

<b>LRB Number</b> <b>09-2448/2</b>		<b>Introduction Number</b> <b>AB-0250</b>	
<b>Description</b> Regulation of persons who sell dogs or operate animal shelters or animal control facilities, granting rule-making authority, making an appropriation, and providing a penalty			
<b>Fiscal Effect</b>			
<b>State:</b>			
<input type="checkbox"/> No State Fiscal Effect			
<input checked="" type="checkbox"/> Indeterminate			
<input type="checkbox"/> Increase Existing Appropriations		<input type="checkbox"/> Increase Existing Revenues	
<input type="checkbox"/> Decrease Existing Appropriations		<input type="checkbox"/> Decrease Existing Revenues	
<input type="checkbox"/> Create New Appropriations		<input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget	
		<input type="checkbox"/> Yes <input type="checkbox"/> No	
		<input type="checkbox"/> Decrease Costs	
<b>Local:</b>			
<input type="checkbox"/> No Local Government Costs			
<input type="checkbox"/> Indeterminate			
1. <input type="checkbox"/> Increase Costs		3. <input type="checkbox"/> Increase Revenue	
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory		<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	
2. <input type="checkbox"/> Decrease Costs		4. <input type="checkbox"/> Decrease Revenue	
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory		<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	
<b>5. Types of Local Government Units Affected</b>			
<input type="checkbox"/> Towns		<input type="checkbox"/> Village	
<input type="checkbox"/> Counties		<input type="checkbox"/> Cities	
<input type="checkbox"/> School Districts		<input type="checkbox"/> Others	
		<input type="checkbox"/> WTCS Districts	
<b>Fund Sources Affected</b>		<b>Affected Ch. 20 Appropriations</b>	
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS			
<b>Agency/Prepared By</b>		<b>Authorized Signature</b>	
DA/ Phil Werner (608) 267-2700		Tom Herman (608) 266-0239	
		<b>Date</b>	
		4/22/2009	

## Fiscal Estimate Narratives

DA 4/22/2009

LRB Number	09-2448/2	Introduction Number	AB-0250	Estimate Type	Original
<b>Description</b> Regulation of persons who sell dogs or operate animal shelters or animal control facilities, granting rule-making authority, making an appropriation, and providing a penalty					

### Assumptions Used in Arriving at Fiscal Estimate

Insufficient data exists to provide a fiscal estimate.

### Long-Range Fiscal Implications

Due to a lack of data, no fiscal estimate is possible.



## Fiscal Estimate Narratives

DATCP 4/21/2009

LRB Number	09-2448/2	Introduction Number	AB-0250	Estimate Type	Original
<b>Description</b> Regulation of persons who sell dogs or operate animal shelters or animal control facilities, granting rule-making authority, making an appropriation, and providing a penalty					

### Assumptions Used in Arriving at Fiscal Estimate

The proposed bill authorizes DATCP to license and inspect dog breeding facilities that sell 25 or more dogs per year.

There is no real data on how many breeders are actually operating in the state, nor the scale of their operations. In order to create the draft fiscal impact we reviewed pet facility regulations from Nebraska and Pennsylvania. These programs were chosen because the demographics are applicable to Wisconsin. We used information from Pennsylvania and Nebraska in order to draw assumptions on what WI Dog Breeder numbers and dispersion across categories might look like.

The department estimates that there are approximately 1000 dog breeding operations that will license under this bill. These establishments are estimated to fall into the following categories:

Category Est. number

25-49 405

50-99 170

100-249 150

250+ 130

Nonprofit 145

Out of State

Dealers 17

The department also estimates that 73,250 Certificates of Veterinarian Inspection will be completed to move dogs within the state. Intra state CVIs cost \$0.60 each.

License fees and CVI revenue to support this program are estimated to generate \$514,700 annually.

The department is required to conduct a pre licensure inspection and inspect these facilities once every two years. For purposes of this fiscal estimate the department is estimating 660 total annual inspections, (includes re-inspections, complaint and routine inspections) and 50 compliance actions annually on licenses. (Each inspection is estimated to average 10 hours, which includes all paperwork, facility time, and travel time. Compliance actions are estimated at 30 hours each.) These activities are estimated to require 4.0 FTE field staff.

The department will require 1.0 FTE administrative personnel to handle licensing, process all documentation affecting the licensed facilities, tracking the assignment of inspections in response to complaint calls and 1.0 FTE to oversee the staff and implement the program, coordinate program activities and serve as a liaison with the industry.

Total requirement is 6.0 FTE to license, inspect and enforce the program as set forth in the bill. Annual expenses for staff and supplies are estimated \$510,600.

### Long-Range Fiscal Implications

## Fiscal Estimate Worksheet - 2009 Session

Detailed Estimate of Annual Fiscal Effect

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<b>Description</b> Regulation of persons who sell dogs or operate animal shelters or animal control facilities, granting rule-making authority, making an appropriation, and providing a penalty			
<b>I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):</b>			
<b>II. Annualized Costs:</b>		<b>Annualized Fiscal Impact on funds from:</b>	
		Increased Costs	Decreased Costs
<b>A. State Costs by Category</b>			
State Operations - Salaries and Fringes	\$355,600	\$	
(FTE Position Changes)	(6.0 FTE)		
State Operations - Other Costs	155,000		
Local Assistance			
Aids to Individuals or Organizations			
<b>TOTAL State Costs by Category</b>	<b>\$510,600</b>	<b>\$</b>	
<b>B. State Costs by Source of Funds</b>			
GPR			
FED			
PRO/PRS (20.115 (2)(j))	510,600		
SEG/SEG-S			
<b>III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)</b>			
	Increased Rev	Decreased Rev	
GPR Taxes	\$	\$	
GPR Earned			
FED			
PRO/PRS (20.115(2)(j))	514,700		
SEG/SEG-S			
<b>TOTAL State Revenues</b>	<b>\$514,700</b>	<b>\$</b>	
<b>NET ANNUALIZED FISCAL IMPACT</b>			
	State	Local	
NET CHANGE IN COSTS	\$510,600	\$	
NET CHANGE IN REVENUE	\$514,700	\$	
<b>Agency/Prepared By</b>	<b>Authorized Signature</b>	<b>Date</b>	
DATCP/ Melissa Mace (608) 224-4800	Bill Walker (608) 224-4353	4/21/2009	

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<b>Fiscal Effect</b>  <b>State:</b> <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input type="checkbox"/> No State Fiscal Effect  <input checked="" type="checkbox"/> Indeterminate  <div style="margin-left: 20px;"> <input type="checkbox"/> Increase Existing Appropriations  <input type="checkbox"/> Decrease Existing Appropriations  <input type="checkbox"/> Create New Appropriations                             </div> </div> <div style="width: 33%;"> <input type="checkbox"/> Increase Existing Revenues  <input type="checkbox"/> Decrease Existing Revenues                             </div> <div style="width: 33%;"> <input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget  <div style="margin-left: 40px;"> <input type="checkbox"/> Yes      <input type="checkbox"/> No                             </div> <input type="checkbox"/> Decrease Costs                         </div> </div>		
<b>Local:</b> <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input type="checkbox"/> No Local Government Costs  <input checked="" type="checkbox"/> Indeterminate  <div style="margin-left: 20px;">                         1. <input checked="" type="checkbox"/> Increase Costs  <input type="checkbox"/> Permissive <input checked="" type="checkbox"/> Mandatory                          2. <input type="checkbox"/> Decrease Costs  <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory                     </div> </div> <div style="width: 33%;"> <div style="margin-left: 20px;">                         3. <input type="checkbox"/> Increase Revenue  <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory                          4. <input type="checkbox"/> Decrease Revenue  <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory                     </div> </div> <div style="width: 33%;"> <b>5. Types of Local Government Units Affected</b>  <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input type="checkbox"/> Towns  <input checked="" type="checkbox"/> Counties  <input type="checkbox"/> School Districts                             </div> <div style="width: 33%;"> <input type="checkbox"/> Village  <input type="checkbox"/> Others  <input type="checkbox"/> WTCS Districts                             </div> <div style="width: 33%;"> <input type="checkbox"/> Cities                             </div> </div> </div> </div>		
<div style="display: flex; justify-content: space-between;"> <div> <b>Fund Sources Affected</b>  <input type="checkbox"/> GPR   <input type="checkbox"/> FED   <input type="checkbox"/> PRO   <input type="checkbox"/> PRS   <input type="checkbox"/> SEG   <input type="checkbox"/> SEGS                         </div> <div> <b>Affected Ch. 20 Appropriations</b> </div> </div>		
<b>Agency/Prepared By</b> DOC/ Sue Loniello (608) 240-5524	<b>Authorized Signature</b> Robert Margolies (608) 240-5056	<b>Date</b> 5/4/2009

## Fiscal Estimate Narratives

DOC 5/4/2009

LRB Number	09-2448/2	Introduction Number	AB-0250	Estimate Type	Original
<b>Description</b> Regulation of persons who sell dogs or operate animal shelters or animal control facilities, granting rule-making authority, making an appropriation, and providing a penalty					

### Assumptions Used in Arriving at Fiscal Estimate

This legislation proposes regulating the operations of animal shelters and the selling of dogs. A person who fails to obtain a license required under this bill may be imprisoned not more than 9 months in a county jail. The new regulations would become effective 18 months after passage of this bill.

The Department will see increased costs if offenders are placed on probation for the new penalty provisions in this bill. However, it is not possible to project the number of offenders who would be subject to this offense, and therefore, the Department is unable to estimate a fiscal impact. The annual cost for community supervision was \$2,400 in FY08.

There will be increased costs to the counties if an offender is sentenced to a term of incarceration in a county jail.

### Long-Range Fiscal Implications

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<input type="checkbox"/> Increase Existing Appropriations		<input type="checkbox"/> Increase Existing Revenues	
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<input type="checkbox"/> Create New Appropriations		<input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <div style="display: flex; justify-content: space-around;"><input type="checkbox"/> Yes      <input type="checkbox"/> No</div>	
		<input type="checkbox"/> Decrease Costs	
<b>Local:</b>			
<input type="checkbox"/> No Local Government Costs			
<input type="checkbox"/> Indeterminate			
1. <input type="checkbox"/> Increase Costs		3. <input type="checkbox"/> Increase Revenue	
<div style="display: flex; justify-content: space-between;"><input type="checkbox"/> Permissive   <input type="checkbox"/> Mandatory</div>		<div style="display: flex; justify-content: space-between;"><input type="checkbox"/> Permissive   <input type="checkbox"/> Mandatory</div>	
2. <input type="checkbox"/> Decrease Costs		4. <input type="checkbox"/> Decrease Revenue	
<div style="display: flex; justify-content: space-between;"><input type="checkbox"/> Permissive   <input type="checkbox"/> Mandatory</div>		<div style="display: flex; justify-content: space-between;"><input type="checkbox"/> Permissive   <input type="checkbox"/> Mandatory</div>	
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<input type="checkbox"/> Counties		<input type="checkbox"/> Others	
<input type="checkbox"/> School Districts		<input type="checkbox"/> WTCS Districts	
<b>Fund Sources Affected</b> <b>Affected Ch. 20 Appropriations</b>			
<div style="display: flex; justify-content: space-around;"><input type="checkbox"/> GPR   <input type="checkbox"/> FED   <input type="checkbox"/> PRO   <input type="checkbox"/> PRS   <input type="checkbox"/> SEG   <input type="checkbox"/> SEGS</div>			
<b>Agency/Prepared By</b>		<b>Authorized Signature</b>	
DOJ/ Mark Rinehart (608) 264-9463		Mark Rinehart (608) 264-9463	
		<b>Date</b>	
		9/18/2009	



## Fiscal Estimate Narratives

DOJ 9/18/2009

LRB Number	<b>09-2448/2</b>	Introduction Number	<b>AB-0250</b>	Estimate Type	<b>Original</b>
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### Assumptions Used in Arriving at Fiscal Estimate

The Department of Justice does not anticipate a fiscal impact due to the enactment of 2009 Assembly Bill 250.

### Long-Range Fiscal Implications

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<b>Fiscal Effect</b>  <b>State:</b> <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input type="checkbox"/> No State Fiscal Effect  <input checked="" type="checkbox"/> Indeterminate                      <input type="checkbox"/> Increase Existing Appropriations                      <input type="checkbox"/> Decrease Existing Appropriations                      <input type="checkbox"/> Create New Appropriations                 </div> <div style="width: 33%;"> <input type="checkbox"/> Increase Existing Revenues  <input type="checkbox"/> Decrease Existing Revenues                 </div> <div style="width: 33%;"> <input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget                      <input type="checkbox"/> Yes      <input type="checkbox"/> No  <input type="checkbox"/> Decrease Costs                 </div> </div> <b>Local:</b> <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input type="checkbox"/> No Local Government Costs  <input type="checkbox"/> Indeterminate                      1. <input type="checkbox"/> Increase Costs                      <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory                      2. <input type="checkbox"/> Decrease Costs                      <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory                 </div> <div style="width: 33%;">                     3. <input type="checkbox"/> Increase Revenue                      <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory                      4. <input type="checkbox"/> Decrease Revenue                      <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory                 </div> <div style="width: 33%;"> <b>5. Types of Local Government Units Affected</b>  <input type="checkbox"/> Towns      <input type="checkbox"/> Village      <input type="checkbox"/> Cities  <input type="checkbox"/> Counties      <input type="checkbox"/> Others  <input type="checkbox"/> School Districts      <input type="checkbox"/> WTCS Districts                 </div> </div>	
<b>Fund Sources Affected</b> <b>Affected Ch. 20 Appropriations</b> <input checked="" type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	
<b>Agency/Prepared By</b>  SPD/ Mike Tobin (608) 266-8259	<div style="display: flex;"> <div style="flex: 1;"> <b>Authorized Signature</b>                   Krista Ginger (608) 264-8572             </div> <div style="flex: 0.5; text-align: center;"> <b>Date</b>                   4/17/2009             </div> </div>

## Fiscal Estimate Narratives

SPD 4/17/2009

LRB Number	09-2448/2	Introduction Number	AB-0250	Estimate Type	Original
<b>Description</b> Regulation of persons who sell dogs or operate animal shelters or animal control facilities, granting rule-making authority, making an appropriation, and providing a penalty					

### Assumptions Used in Arriving at Fiscal Estimate

The State Public Defender (SPD) is statutorily authorized and required to appoint attorneys to represent indigent defendants in criminal proceedings. The SPD plays a major role in ensuring that the Wisconsin justice system complies with the right to counsel provided by both the state and federal constitutions. Any legislation has the potential to increase SPD costs if it creates a new criminal offense, expands the definition of an existing criminal offense, or increases the penalties for an existing offense.

This bill creates a new criminal offense for the failure to obtain the license that would be required under the bill's provisions. The offense would be a misdemeanor. The SPD's average cost to provide representation in a misdemeanor case is \$217.54, calculated on the basis of the SPD's average cost per case in fiscal year 2008.

The SPD has no data to predict the number of additional cases that would result from the change proposed in this bill. However, the licensing requirement that may lead to the criminal charge applies only to persons selling a minimum of 25 dogs per year or operating a shelter or other animal-control facility. Persons engaged in this type of business may often exceed the SPD's strict financial guidelines.

Counties are also subject to increased costs when a new crime is created. There are some defendants who, despite exceeding the SPD's statutory financial guidelines, are constitutionally eligible for appointment of counsel because it would be a substantial hardship for them to retain an attorney. The court is required to appoint counsel at county expense for these defendants. Thus, the counties would experience increased costs attributable to misdemeanor charges resulting from this bill. The counties could also incur additional costs associated with incarceration of defendants, both pending trial and after sentencing.

### Long-Range Fiscal Implications